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May 9, 2024

Via ECF Only

The Honorable Arun Subramanian
United States District Judge,
Southern District of New York
500 Pearl Street
New York, New York 10007

**Re: Stirling Larkin v. Saber Automotive, LLC dba Rezvani Motors
USDC, SD New York Case No. 1:23-CV-02428-AS
Joint Letter-Motion to Adjourn Current Trial Readiness Conference
and Reset the Date**

Dear Judge Subramanian,

The undersigned represents defendants Saber Automotive, LLC (California) and Saber Automotive, LLC (Montana) with regard to the above-referenced matter. This letter motion is presented as a joint request with attorney Justin Gunnell, counsel for plaintiff Stirling Larkin, to adjourn the Trial Readiness Conference currently set for June 3, 2024, and to reset that Conference to a date in late June 2024, depending upon the court's calendar.

Current Trial Readiness
Conference Date

June 3, 2024

Proposed Adjourned Trial Readiness
Conference Dates

Week of June 24, 2024

This is the fourth request to move deadlines. The first request was granted by the court on August 20, 2023. The second request was granted by the court on December 13, 2023. The third request was granted by the court on February 28, 2024 (Dkt 71) and was based upon the same reason upon which the current request is being made.

The reason for this adjournment request of the current Trial Readiness Conference date is as follows:

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The parties have both filed summary judgment motions, the extensive briefing for which was completed on March 14, 2024. As of yet, the court has not ruled on those pending motions. An adjournment of the current Trial Readiness Conference will allow the court to rule on the pending summary judgment motions in order to define the scope of (and potentially whether there will be) a trial before the parties begin pretrial preparations in advance of the Trial Readiness Conference.

For this reason, and for good cause shown, the parties respectfully request that the court grant their joint request to adjourn the Trial Readiness Conference to a proposed date as set forth above, or to any such date which the court deems appropriate.

Very Truly Yours,

SCHIFFER, APC

/s/Eric M. Schiffer

Eric M. Schiffer

cc: Justin J. Gunnell, counsel for Plaintiff Stirling Larkin (Via ECF)

The request is granted. The June 3 conference is rescheduled for June 24 at 2 p.m. But keep the June 3 date on your calendars. If the Court issues its ruling before June 3, and if the ruling doesn't end this case, the Court would like the parties to hold June 3 for a face-to-face session between the parties and their principals so they can see, before trial prep starts in earnest, if there's a way out of this case.
SO ORDERED.



Arun Subramanian, U.S.D.J.
Date: May 9, 2024